

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF PUERTO RICO**

IN RE:

CASE NO. 14-08561 MCF

CARMELO CAEZ CRUZ  
AMARILYS COLON FERNANDEZ

*Debtors*

CHAPTER 13

## APPLICATION FOR COMPENSATION FOR ATTORNEYS FEES

**TO THE HONORABLE COURT:**

**COMES NOW, *JUAN C BIGAS VALEDON*** (hereinafter "Applicant") and hereby applies for an order allowing compensation for legal services rendered on behalf of the debtor, applicant respectfully states:

1. He is the attorney for the debtor in this case and has represented him in the proceedings before this Court.
2. On September 18<sup>th</sup>, 2014, debtors filed the bankruptcy voluntary petition for relief under Chapter 13 of the Bankruptcy Code. The Applicant filed with the Court a Statement for Compensation pursuant to Rule 2016(b) which disclosed that the compensation promised by the debtor to the undersigned for legal services rendered in connection with this case will be \$3,000.00. The amount of \$2,000.00 was requested to be paid through the Chapter 13 Plan once the plan was confirmed. According to the attached time sheet, this attorney provided to the debtor with 34.00 working hours. The debtors paid their attorney a retainer of \$1,000.00, which must be credited to the compensation requested. The total of this application for time expended is \$6,050.00, less the retainer paid, is a net for this application for \$5,050.00.
3. Debtor's plan dated October 21<sup>st</sup>, 2014, and subsequent amendment dated September 22<sup>nd</sup>, 2015, and September 23<sup>rd</sup>, 2015, were not confirmed by this Honorable Court.
4. The services provided for which attorney's fees and/or expenses reimbursement are requested, as detailed in the invoice, were rendered and provided between September 18<sup>th</sup>, 2014, until the date of this motion. The undersigned attorney has not received any

additional attorney's fees for the services rendered and/or reimbursement of expenses sought, previously described and in more detail in the attached invoice.

5. Pursuant to the dispositions of Section 330 of the Bankruptcy Code and with new Local Bankruptcy Rules as amended, the undersigned attorney files this application for compensation, which according to the attorney's application was set as \$250.00 per hour, plus the reimbursement of actual and necessary expenses incurred in representation of the debtor. Attorney's clerk office rate is \$75.00.

6. The Applicant understands that the amount is a reasonable value for the necessary and actual services and costs provided to the debtor. The attorney fees requested for the services performed complies with the guidelines set for compensation and reimbursement of expenses under section 330 of the bankruptcy code, bankruptcy Rule 2016(a) and with Local New Bankruptcy Rules as amended.

7. The Applicant certifies that to the best of his knowledge, information and belief the compensation and reimbursement of expenses complies with the previous mentioned code section as to the services billed, as to the rate the services were billed and as to the cost and reimbursement of the expenses incurred in the services performed.

8. The services provided were necessary to the administration of the debtor's case. The services were also performed in a reasonable amount of time taking into account the complexity, importance and nature of the facts of the case. The compensation is reasonable in comparison to what other practitioners in other fields of law would have billed under the same circumstances.

9. The Applicant requests that the amount of \$5,050.00 be paid through the Chapter 13 Trustee due to the fact that the undersign believes debtor will not pay these fees outside the Plan.

**WHEREFORE**, it is respectfully requested from this Honorable Court to issue an order:

A) Allowing the amount of \$5,050.00 of attorney fees as compensation for the services rendered.

**NOTICE**

YOU ARE HEREBY NOTIFIED of the Application filed by the debtor. If within TWENTY ONE (21) DAYS after Service as evidenced by this certification, and additional three(3) days pursuant to Fed. R. Bank. PR. 9006(f) if you were served by mail, any party against whom this paper has been served, or any other party to the action who objects to the relief sought herein, must serve and file an objection or other appropriate response to this paper with the Clerk\*s office of the US Bankruptcy Court for the District of Puerto Rico. If no objection or other response is filed within the time allowed herein, the Application will be deemed unopposed and may be granted unless; (i) the requested relief is forbidden by law; (ii) the requested relief is against public policy; or (iii) in the opinion of the Court, the interest of justice requires otherwise.

**I HEREBY CERTIFY** on this same date I electronically filed the foregoing document with the clerk of the court using the CM/ECF System which will sent notification of such filing to the following: Chapter 13 Trustee, US Trustee and to all creditors registered to said system. On this same date, I have sent copy of said document by regular mail to all parties in interest that are non CM/ECF participants as of the creditor matrix attached hereto. This certificate of service is filed to comply with the Honorable Court's General Order 03-01 that requires that this certificate of service be filed no later than three (3) days after the service of the plan referred to above.

**RESPECTFULLY SUBMITTED,**

In San Juan, Puerto Rico, this 24<sup>th</sup> day of October, 2017.

By: /s/ Juan C. Bigas Valedon  
**JUAN C. BIGAS VALEDON**  
Attorneys for Debtor  
U.S.D.C. NO. 215404  
P.O. Box 7011  
Ponce, P.R. 00732-7011  
Tel. 259-1000; Fax 842-4090

DATE	JOB PERFORM	RATE PER HOUR	HR.MIN.	AMOUNT
9/18/2014	MEETING WITH DEBTOR. EXPLAINED BANKRUPTCY PETITION AND QUALIFIED DEBTOR FOR THE CORRESPONDING CHAPTER.	\$ 250.00	1.00	\$ 250.00
10/16/2014	SECOND MEETING WITH DEBTOR. RECEIVED SUMMARY OF DOCUMENTS AND DISCUSSED THE NATURE OF EACH DOCUMENT. FULL DISCUSSION OF THE PROCEEDINGS WERE INFORMED AND DEBTOR'S QUESTIONS AND DOUBTS WERE CLARIFIED.	\$ 250.00	1.00	\$ 250.00
10/17/2014	PREPARATION AND PARTIAL FILING OF THE BANKRUPTCY PETITION.	\$ 75.00	1.00	\$ 75.00
10/20/2014	LETTER TO NOTIFY THE 341 MEETING OF CREDITORS	\$ 75.00	1.00	\$ 75.00
10/21/2014	PREPARATION AND FILING OF SCHEDULES AND PAYMENT PLAN	\$ 75.00	1.00	\$ 75.00
10/27/2014	LETTER TO DEBTOR GIVING COPY OF ALL DOCUMENTS SIGNED AND INSTRUCTIONS FOR THE CASE PROCEEDING.	\$ 75.00	1.00	\$ 75.00
11/18/2014	APPEARANCE AT THE 341 MEETING OF CREDITORS	\$ 250.00	2.00	\$ 500.00
4/7/2015	PREPARATION AND FILING OF AMENDED SCHEDULES, FILING OF MONTHLY REPORTS AND RESPONSE TO TRUSTEE'S MOTION TO DISMISS	\$ 75.00	1.25	\$ 93.75
4/9/2015	APPEARANCE AT CONFIRMATION HEARING	\$ 250.00	2.00	\$ 500.00
6/11/2015	APPEARANCE AT CONFIRMATION HEARING	\$ 250.00	2.00	\$ 500.00
9/22/2015	PREPARATION AND FILING OF AMENDED SCHEDULES AND PLAN.	\$ 75.00	1.00	\$ 75.00
9/23/2015	PREPARATION AND FILING OF AMENDED PLAN AND OBJECTION TO CLAIM #8.	\$ 75.00	1.25	\$ 93.75
1/13/2016	PREPARATION AND FILING OF MOTION REQUESTING ENTRY OF ORDER.	\$ 75.00	1.00	\$ 75.00
3/31/2016	PREPARATION AND FILING OF THE SUR-REPLY TO REPLY TO DEBTOR'S OBJECTION TO CLAIM.	\$ 75.00	1.00	\$ 75.00
4/4/2016	APPEARANCE AT CONFIRMATION HEARING	\$ 250.00	2.00	\$ 500.00
6/9/2016	APPEARANCE AT CONFIRMATION HEARING	\$ 250.00	2.00	\$ 500.00
6/14/2016	EMAIL TO DEBTORS REQUESTING DOCUMENTS	\$ 75.00	0.50	\$ 37.50
8/16/2016	EMAIL TO DEBTORS DISCUSSIN CASE	\$ 75.00	0.50	\$ 37.50
9/8/2016	APPEARANCE AT CONFIRMATION HEARING	\$ 250.00	2.00	\$ 500.00
1/25/2017	TELEPHONE CALL WITH DEBTORS REGARDING DOCUMENTS REQUESTED	\$ 75.00	0.5	\$ 37.50
2/27/2017	APPEARANCE AT CONFIRMATION HEARING	\$ 250.00	2.00	\$ 500.00
6/2/2017	EMAIL TO DEBTORS AND THEIR ACCOUNTANT REGARDING DOCUMENTS REQUESTED	\$ 75.00	0.50	\$ 37.50
6/8/2017	APPEARANCE AT CONFIRMATION HEARING	\$ 250.00	2.00	\$ 500.00
6/12/2017	EMAIL TO DEBTORS REGARDING DOCUMENTS REQUESTED	\$ 75.00	0.50	\$ 37.50
6/26/2017	EMAIL TO DEBTORS REGARDING DOCUMENTS REQUESTED	\$ 75.00	0.50	\$ 37.50
7/6/2017	EMAIL TO DEBTORS AND THEIR ACCOUNTANT REGARDING DOCUMENTS REQUESTED	\$ 75.00	0.50	\$ 37.50
8/15/2017	EMAIL TO DEBTORS REGARDING DOCUMENTS REQUESTED	\$ 75.00	0.50	\$ 37.50
8/25/2017	EMAIL TO DEBTORS REGARDING DOCUMENTS REQUESTED	\$ 75.00	0.50	\$ 37.50
9/14/2017	APPEARANCE AT CONFIRMATION HEARING	\$ 250.00	2.00	\$ 500.00
			34.00	\$ 6,050.00

Label Matrix for local noticing  
0104-3  
Case 14-08561-MCF13  
District of Puerto Rico  
Old San Juan  
Tue Oct 24 10:41:12 AST 2017

BAYVIEW LOAN SERVICING LLC A DELAWARE LLC  
C/O MILLENNIUM PARTNERS  
208 AVE PONCE DE LEON  
SUITE 1809  
SAN JUAN, PR 00918-1022

BAYVIEW LOAN SERVICING, LLC  
PO BOX 11750  
FERNANDEZ JUNCOS STATION  
SAN JUAN, PR 00910-2850

RELIABLE FINANCIAL SERVICES  
PO BOX 21382  
SAN JUAN, PR 00928-1382

TREASURY DEPARTMENT  
C/O DORIS E HERNANDEZ DIAZ,ESQ.  
DEPARTMENT OF JUSTICE  
PO BOX 9020192  
SAN JUAN, PR 00902-0192

US Bankruptcy Court District of P.R.  
Jose V Toledo Fed Bldg & US Courthouse  
300 Recinto Sur Street, Room 109  
San Juan, PR 00901-1964

AEE  
PO BOX 364267  
SAN JUAN, PR 00936-4267

AMARILYS COLON FERNANDEZ  
URB BAIROA GOLDEN GATES  
CALLE C-11  
CAGUAS, PR 00727

BAYVIEW LOAN SERVICING  
4425 PONCE DE LEON 5TH FL  
CORAL GABLES, FL 33146-1837

CARMELO CAEZ CRUZ  
URB BAIROA GOLDEN GATES  
CALLE C-11  
CAGUAS, PR 00727

CRIM  
PO BOX 195387 SAN JUAN PR 00919-5387

Department of Treasury  
Bankruptcy Section (424)  
P.O. Box 9024140  
San Juan PR 00902-4140

ECMC  
PO BOX 16408  
St. Paul, MN 55116-0408

JUAN C BIGAS  
PO BOX 7011  
PONCE PR 00732-7011

NCO FINANCIAL SYSTEMS OF PR  
PO BOX 15520  
WILMINGTON, DE 19850-5520

(p)SPRINT NEXTEL CORRESPONDENCE  
ATTN BANKRUPTCY DEPT  
PO BOX 7949  
OVERLAND PARK KS 66207-0949

U.S. Department of Education  
PO Box 16448  
St. Paul, MN 55116-0448

ALEJANDRO OLIVERAS RIVERA  
ALEJANDRO OLIVERAS CHAPTER 13 TRUS  
PO BOX 9024062  
SAN JUAN, PR 00902-4062

JUAN CARLOS BIGAS VALEDON  
JUAN C BIGAS LAW OFFICE  
PO BOX 7011  
PONCE, PR 00732-7011

MONSITA LECAROS ARRIBAS  
OFFICE OF THE US TRUSTEE (UST)  
OCHOA BUILDING  
500 TANCA STREET SUITE 301  
SAN JUAN, PR 00901

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g)(4).

(d)RELIABLE FINANCIAL SERVICES, INC.  
P.O. BOX 21382  
SAN JUAN, PR 00928-1382

Sprint Corp.  
Attn Bankruptcy Dept  
PO Box 7949  
Overland Park KS 66207-0949

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(d)AMARILYS COLON FERNANDEZ  
URB BAIROA GOLDEN GATES  
CALLE C-11  
CAGUAS, PR 00727

(d)CARMELO CAEZ CRUZ  
URB BAIROA GOLDEN GATES  
CALLE C-11  
CAGUAS, PR 00727

End of Label Matrix	
Mailable recipients	19
Bypassed recipients	2
Total	21